

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

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UNITED STATES OF AMERICA,

Plaintiff,

vs.

ERIC JOHN BOWERS,

Defendant.

2:07-mj-0502-PAL-PAL

ORDER

Before this Court is the Order and Report of Findings and Recommendation of United States Magistrate Judge (#28, filed December 24, 2008), entered by the Honorable Peggy A. Leen, regarding the United States' Motion to Dismiss Without Prejudice (#27). No objection was filed to Magistrate Judge's Order and Report of Findings and Recommendation of United States Magistrate Judge in accordance with Local Rule IB 3-2 of the Rules of Practice of the United States District Court for the District of Nevada, and the matter was submitted for consideration.

The court has conducted a *de novo* review of the record in this case in accordance with 28 U.S.C. §636(b)(1)(B) and (C) and Local Rule IB 3-2 and determines that the Order and Report of Findings and Recommendation of Magistrate Judge Leen should be accepted and adopted.

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1 IT IS THEREFORE ORDERED that Magistrate Judge Leen's Order and Report of
2 Findings and Recommendation (#28) is ACCEPTED and ADOPTED, and the United States'
3 Motion to Dismiss Without Prejudice (#27) is granted and the case is dismissed.

4 Dated: January 12, 2009.

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7 **ROGER L. HUNT**
8 **Chief U.S. District Judge**
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